

ORIGINAL  
FILE

Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, DC 20554

RECEIVED

AUG 13 1992

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

In the Matter of )  
 )  
Amendment of Section 73.202(b), )  
Table of Allotments, ) RM-  
FM Broadcast Stations. )  
 )  
Campbellsville and Mannsville, )  
Kentucky )

To: Mass Media Bureau (Policy & Rules)

PETITION FOR RULEMAKING

Patricia Rogers, permittee of a new FM station at Campbellsville, Kentucky, File No. BPH-891012NC (call letters WVLC requested August 4, 1992) (hereinafter "WVLC"), by her attorney, respectfully petitions for rule making so as to substitute Channel 260C3 at Mannsville, Kentucky for Channel 260A at Campbellsville, Kentucky. In support thereof, the following is shown.

WVLC presently is authorized on Channel 260A at Campbellsville. As a Class A station, it is limited in its power and coverage. An upgrade to Class C3 status will permit the station to serve a larger area and more listeners. According to the Engineering Statement of David Greenlee, attached hereto, a transmitter site located at 37° 11' 00"; 85° 08' 33" (the Ella site) would meet all Commission spacing requirements for operation on Channel 260C3.

Section 1.420(i) of the Commission's rules discusses changes in the community of license in the FM Table of Allotments. A change may be made when the Commission concludes that the goals of Section 307(b) of the Communications Act would be furthered thereby. Rogers seeks to move the allotment of Channel 260 from Campbellsville to Mannsville

045

pursuant to this section. As shown herein, the criteria for changing the city of license are fully met.

In addition to WVLC, Campbellsville is the city of license of WTCO(AM), WCKQ(FM), both radio stations and WGRB television. Hence, the change requested herein would not deprive Campbellsville of its only broadcast service. Moreover, as WVLC has not yet begun broadcast operations, the deletion of Channel 260 from Campbellsville would not deprive Campbellsville of an existing service. See Modification of FM and TV Authorizations to Specify a New Community of License, Report and Order on Reconsideration, 5 FCC Rod 7094, n. 16 (1990), and Greenfield and Del Ray Oaks, California, 6 FCC Rod 631, n. 6 (Mass Med. Bur. 1991).

Mannsville, on the other hand, has no radio or television station. Although it is not an incorporated community, it is a Census Designated Place. Mannsville has the attributes which are generally associated with a community. The Commission does not restrict FM allotments to incorporated communities. Rosamond, California, 45 RR 2d 1592 (Broadcast Bur. 1979); St. Simons Island, Georgia, 47 RR 2d 319 (Broadcast Bur. 1980)

Mannsville's population, according to the 1990 Census is 2,145. Numerous organizations identify with this community. Attached hereto are photographs of some of these. They are (1) the Mannsville Post Office, Zip Code 42758; (2) Mannsville Christian Church; (3) Mannsville United Methodist Church; (4) Mannsville Elementary School; (5) Mannsville Sash and Door Co. Also attached is a photograph of the road sign one sees when entering Mannsville. Not photographed, but extant,

is the Mannsville Separate Baptist Church.

Mannsville is also the home of numerous clubs and organizations. Many are church related, but there is also a very active homemakers club and many 4-H clubs.

Mannsville is sufficiently populous to warrant its own transmission service. It is a separate community, not part of a larger city. In Mountain Pass and Yermo, California, 45 RR 2d 58 (Broadcast Bur., 1979), the Commission allotted FM stations to communities of 250-260 and 1,304 persons respectively. There, the Commission held that the facts that they had their own zip code and were identified by a road sign were sufficient to establish that they were communities for broadcast licensing purposes. Mannsville easily surpasses these communities in population and community indicia. Clearly, Mannsville deserves its own station.


The allotment of Channel 260C3 to Mannsville will further the ends of Section 307(b). The allotment of a local transmission service to every community of appreciable size is the second highest priority of the Commission, next to provision of a first reception service.

Rogers will promptly apply for a construction permit for the improved facilities upon favorable Commission action on this petition, and will promptly construct the new facilities upon grant of the application.

Accordingly, the public interest will be served by adoption of the rule making proposed herein. The Commission should allot Channel 260C3 to Mannsville, Kentucky, at the reference point indicated herein, and delete Channel 260A from Campbellsville.

Respectfully submitted,

PATRICIA A. ROGERS

By   
\_\_\_\_\_  
Jerrold Miller  
Her Attorney

August 13, 1992

Miller & Miller, P.C.  
P.O. Box 33003  
Washington, DC 20033

## ALLOCATION STUDY

CHANNEL 260C3 (99.9 MHZ.)

MANNSVILLE, KENTUCKY

Attached as Exhibit E-1 is the data showing the distances separating those stations involved in this study and the proposed site located at 37-11-00, 85-08-33, hereinafter referred to as "Ella-3". Additionally, this data is plotted on a sectional aeronautical chart of the Mannsville, Kentucky area, and is labeled Exhibit E-2. This petition is submitted under the conditions of section 73.208(2).

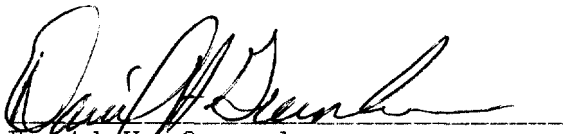
The Ella-3 site is chosen to provide efficient use of the allocation to Mannsville. However, in order to accomplish this allocation, "rounding " has been applied to the spacing requirement for the first adjacent station WDJX, Louisville, Kentucky. Ella 3 is located 144.74 Km. from the WDJX transmitter site. This provides 0.24 Km. above the minimum 144.5 km. allowed under the rounding option. The Ella-3 site remains in the clear for all other stations considered.

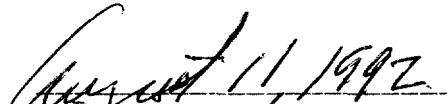
Mannsville, Kentucky is located at 345 degrees from the Ella-3 site at a distance of 21.8 Km. to the most distant point of the city. Average elevation of radial 345 is 268 meters ASL. Average elevation for the Ella-3 site is 270 meters ASL. Data taken from the F(50,50)FM chart, see Exhibit E-3, predicts 70 Dbu signal strength at 23.3 Km. with a proposed ERP of 13.98 Dbk and an antenna radiation center at 95 meters above average terrain.

Exhibit E-4 is prepared to clearly show the city of Mannsville receiving 70 DBU signal.

CERTIFICATION

I certify that I have prepared the technical data in this petition on behalf of the permittee, Patrica Rodgers. I have examined the foregoing and found it to be accurate and true to the best of my knowledge and belief.

  
\_\_\_\_\_  
David H. Greenlee  
Technical Consultant

  
\_\_\_\_\_  
Date

Address:

David H. Greenlee  
1497 Pine Meadow Road  
Lexington, Kentucky 40504

Phone:

(606)-254-5141

FM Spacing study

Title: ELLA-3  
Channel 260C3 ( 99.9 MHz)  
Database: DW 06/20/92

Latitude: 37-11-00  
Longitude: 85-08-33  
Safety zone: 45 km

Call	Auth	Licensee name	Chan	ERP-kW	Latitude	Br-to	Dist.	Req.
City of License	St	FCC File no.	Freq	EAH-m	Longitude	-from	(km)	(km)
WYLV	APC	FOOTHILLS BROADCASTING,	*206C3	.73	36-00-13	140.4	169.3	14
ALCOA		TN BPED-920128MJ	89.1	303	83-56-37	321.1	155.3	CLEAR
Tendered per FCC release #15189 dated 02/06/92; Cut-off 05/11/92 A-235								
WFPL	LIC	BD OF TRUSTEES FREE PUB	*207C1	100	38-14-40	335.6	129.7	24
LOUISVILLE	KY		89.3	72	85-45-27	155.2	105.7	CLEAR
WHBN-FM	LIC	FORT HARROD BROADCASTING	257A	3	37-44-03	25.2	67.69	42
HARRODSBURG	KY		99.3	81	84-48-50	205.4	25.69	CLEAR
Affiliated with WHBN(AM)								
WKDP-FM	LIC	EUBANKS BROADCASTING INC	258C2	25	36-57-14	103.5	106.6	56
CORBIN	KY	BLH-891226KE	99.5	216	83-58-41	284.2	50.64	CLEAR
License Granted 10/25/90 per FCC release #20991 dated 11/19/90; Was WYGO-FM 03/06/89; Affiliated with WKDP(AM)								
WDJX-FM	LIC	STONER BROADCASTING SYST	259B	24	38-21-53	335.2	144.7	145
LOUISVILLE	KY	BLH-870522KC	99.7	218	85-50-18	154.8	-.26	SHORT
Was WDJX 02/07/92 per FCC release #176 dated 02/14/92; Affiliated with WDJX(AM)								
WWTN	CP	AMER GEN MEDIA NSHVILLE 1	259C	100	35-44-13	217.8	202.4	176
MANCHESTER	TN	BMPH-870331JT	99.7	395	86-31-04	37.0	26.38	CLEAR
CP Granted 10/02/89; Was WQLZ 01/28/91 per FCC release #150 dated 01/18/91; Ant: Harris FMH-5								
NEW	APP	DAVID H GREENLEE	260A	6	37-19-13	323.3	19.01	142
CAMPBELLSVILLE	KY	BPH-891012MJ	99.9	100	85-16-16	143.2	-123	SHORT
Accepted per FCC release #NA-124 dated 05/24/90; Initial Decision to Deny, adopted 03/12/92, released 03/24/92; Hearing DUC-91-96, adopted 03/28/91, released 05/08/91								
ALLOC		GRANTED EFF 9/11/89	260A		37-20-36	315.6	24.94	142
CAMPBELLSVILLE	KY	DUC-88-215	99.9		85-20-24	135.5	-117	SHORT
Filing window 09/12-10/12/89 **CLOSED**								
NEW	APP	PATRICIA RODGERS	260A	3	37-25-23	335.6	29.23	142
CAMPBELLSVILLE	KY	BPH-891012NC	99.9	100	85-16-45	155.6	-113	SHORT
Tendered per FCC release #14864 dated 11/19/90, accepted per NA-124 dated 05/24/90; Initial Decision to Grant, adopted 03/12/92, released 03/24/92; Hearing DUC-91-96, adopted 03/28/91, released 05/08/91								
WMTC-FM	LIC	KENTUCKY MOUNTAIN HOLINE	260A	3	37-36-23	72.1	157.3	142
VANCLEVE	KY	BLH-910108KA	99.9	100	83-26-48	253.1	15.34	CLOSE
License Granted 10/21/91 per FCC release #21236 dated 10/25/91; Was WUMD 12/12/90 per FCC release #149 dated 12/21/90; Ant: Continental G5CPM-3E								

FM Spacing study

Title: ELLA-3  
Channel 260C3 ( 99.9 MHz)

Latitude: 37-11-00  
Longitude: 85-08-33

Call	Auth	Licensee name	Chan	ERP-kW	Latitude	Br-to	Dist.	Req.
City of License	St	FCC File no.	Freq	EAH-m	Longitude	-from	(km)	(km)
WLFX	LIC	PREMIER BROADCAST GROUP	261A	1.40	38-01-47	38.7	121.0	89
WINCHESTER	KY	BLH-851104KH	100.1	140	84-16-46	219.2	31.96	CLEAR
Deletion proposed; ORDERED TO 261C2; Was WFMI 02/14/89; Affiliated with WHRS(AM)								
WLFX	ORD	PREMIER BROADCAST GROUP,	261C2	DA	38-07-37	30.2	121.6	117
WINCHESTER	KY	8909291A	100.1		84-26-32	210.7	4.601	CLOSE
DOC-88-31; Amended 07/17/90; ORDERED FROM 261A; Was WFMI 02/14/89; Affiliated with WHRS(AM)								
WOKI-FM LIC	OAK RIDGE FM INCORPORATE	262C	100		36-11-53	143.2	136.4	96
OAK RIDGE	TN	100.3	610		84-13-51	323.7	40.36	CLEAR
WTFX	CP	LOUISVILLE BROADCASTERS	263C2	SODA	38-03-49	332.3	110.7	56
LOUISVILLE	KY	BMPH-9201241C	100.5	150	85-43-52	151.9	54.66	CLEAR
CP Granted 04/24/92 per FCC release #21373 dated 05/06/92; Call Granted 06/28/91 per FCC release #161 dated 06/28/91								

>> End of channel 260C3 study <<



ALLOCATION STUDY  
CHANNEL 260C3  
MANNSVILLE, KENTUCKY

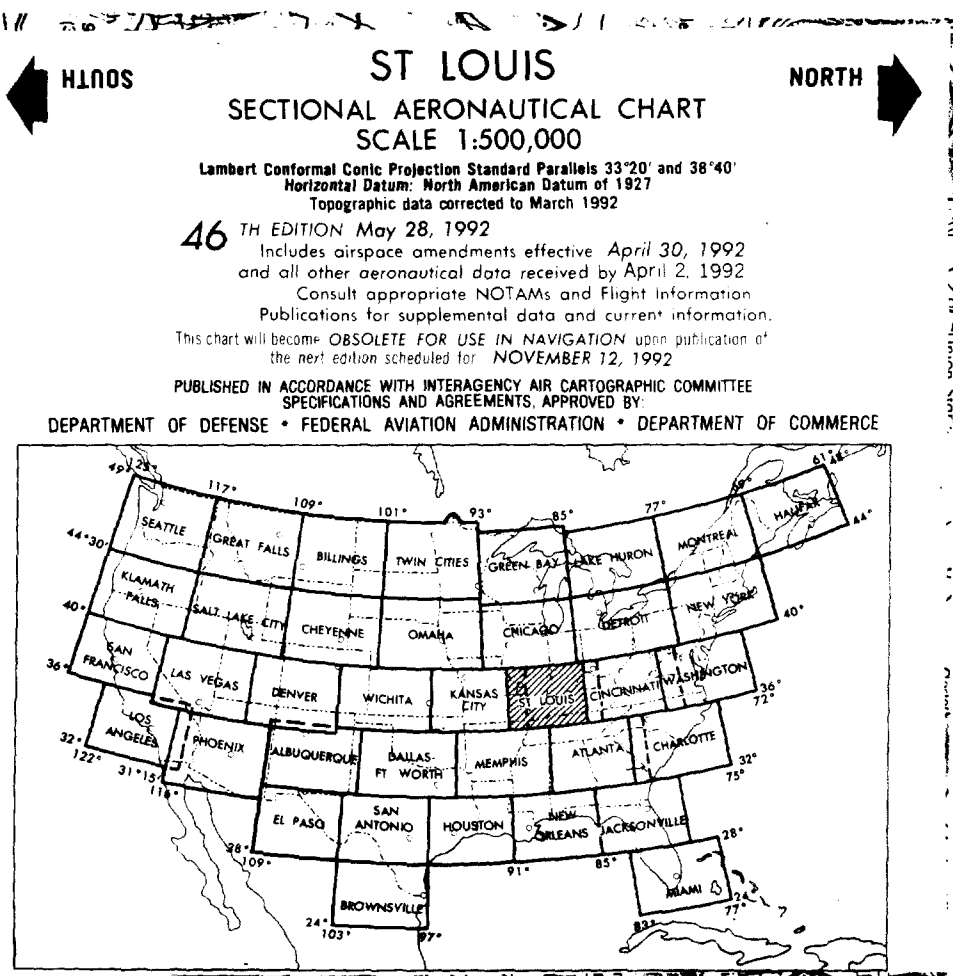
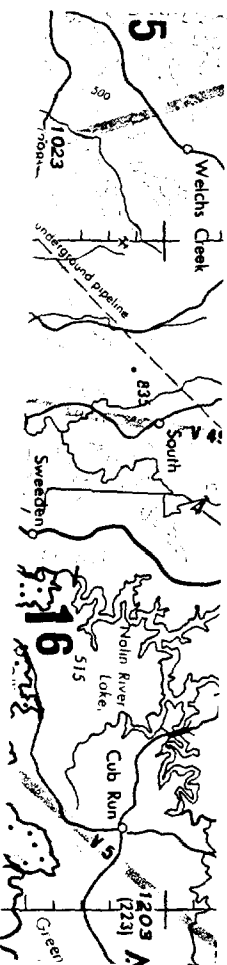
EXHIBIT E-3  
PAGE 1 OF 1

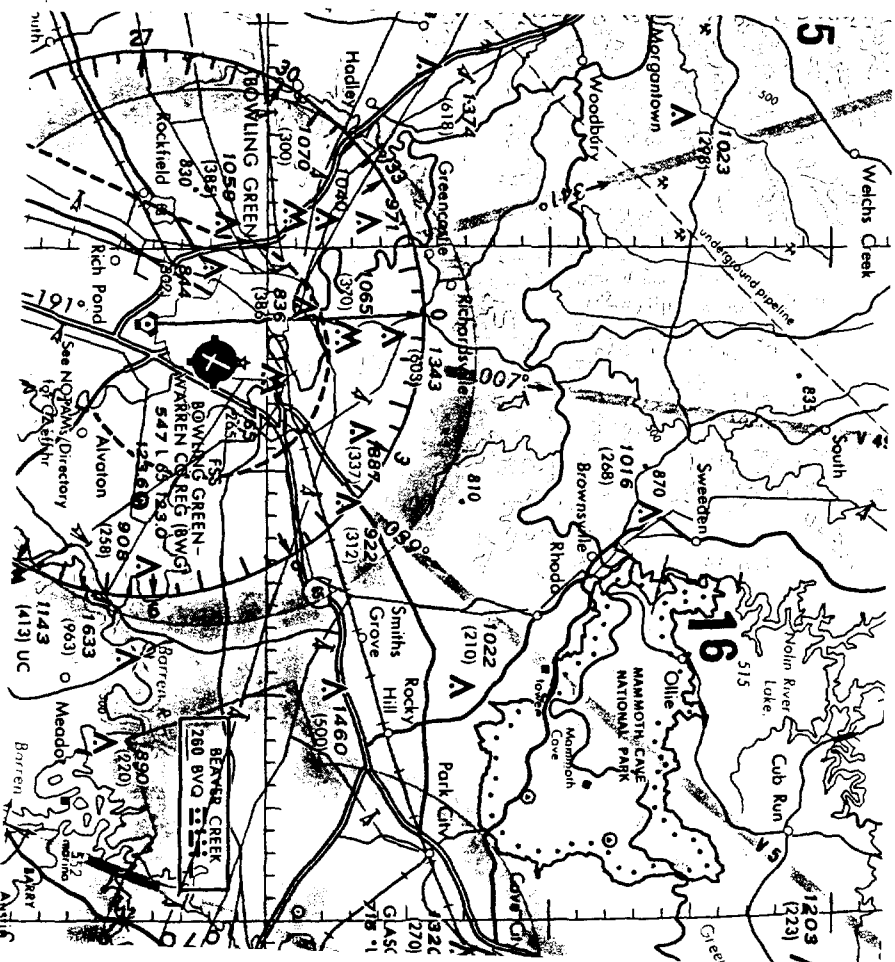
DISTANCE TO 70 DBU CONTOUR

Radial Bearing	HASL (M)	Distance to 70 DBU (KM.)
0	261	23.9
45	284	20.9
90	266	23.3
135	309	17.5
180	293	21.1
225	260	24
270	234	26.4
315	252	24.3
*345	268	23.3
AVERAGE:	<u>270</u>	

ANTENNA RADIATION CENTER: 365 METERS ABOVE SEA LEVEL

\*Radial not included in average.



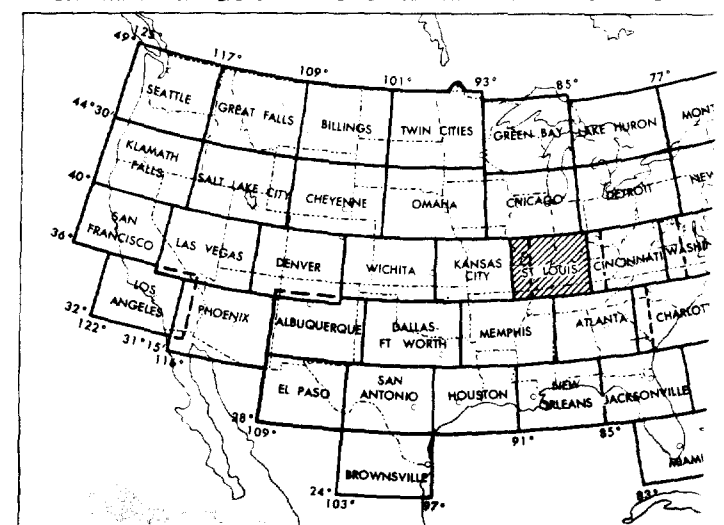


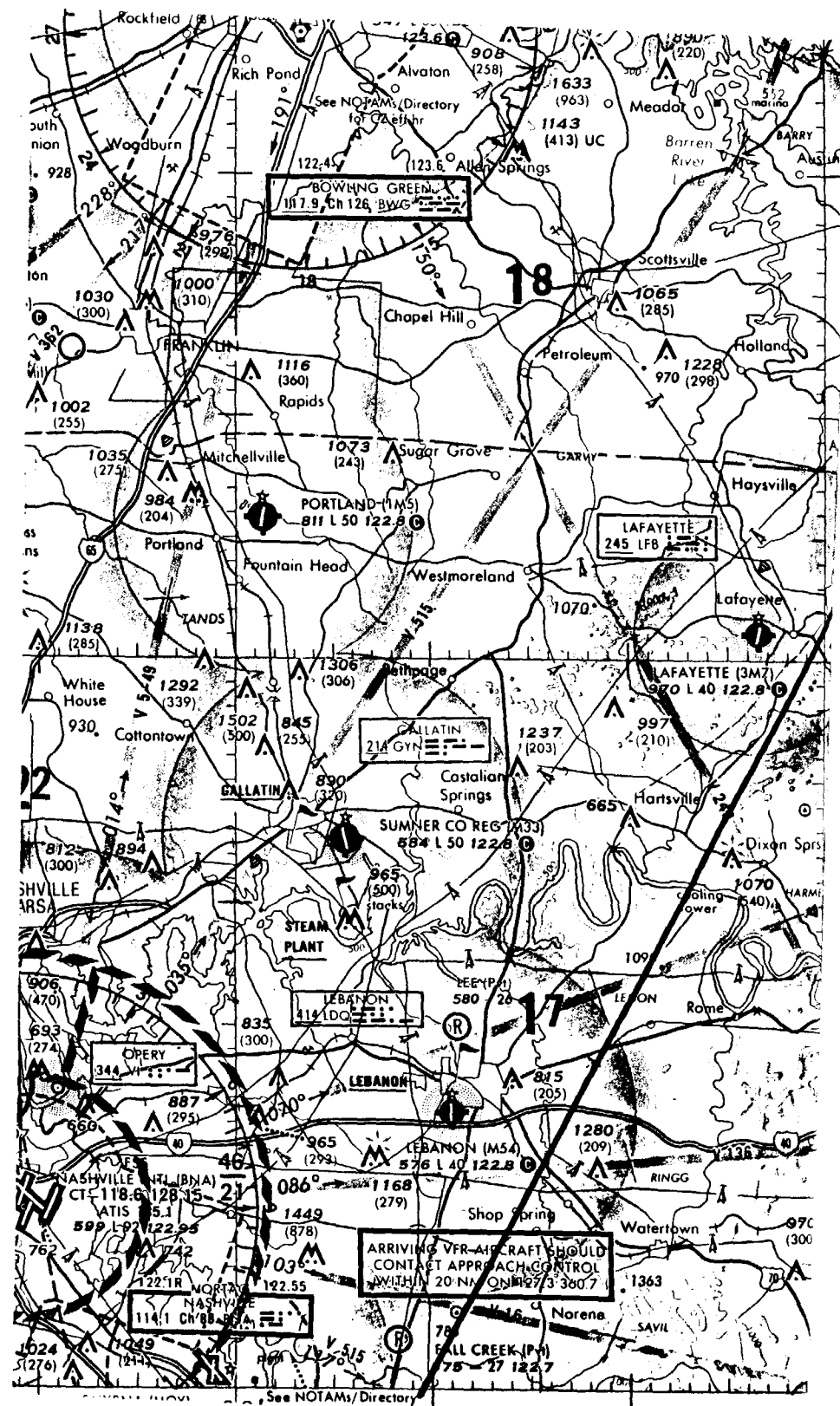
**ST LOUIS**  
**SECTIONAL AERONAUTICAL CHART**  
**SCALE 1:500,000**

Lambert Conformal Conic Projection Standard Parallels 33°20' and 38°4'  
 Horizontal Datum: North American Datum of 1927  
 Topographic data corrected to March 1992

**46<sup>TH</sup> EDITION** May 28, 1992  
 Includes airspace amendments effective April 30, 1992  
 and all other aeronautical data received by April 2, 1992.  
 Consult appropriate NOTAMS and Flight Information Publications for supplemental data and current information.  
 This chart will become **OBSOLETE FOR USE IN NAVIGATION** upon the next edition scheduled for **NOVEMBER 12, 1992**.

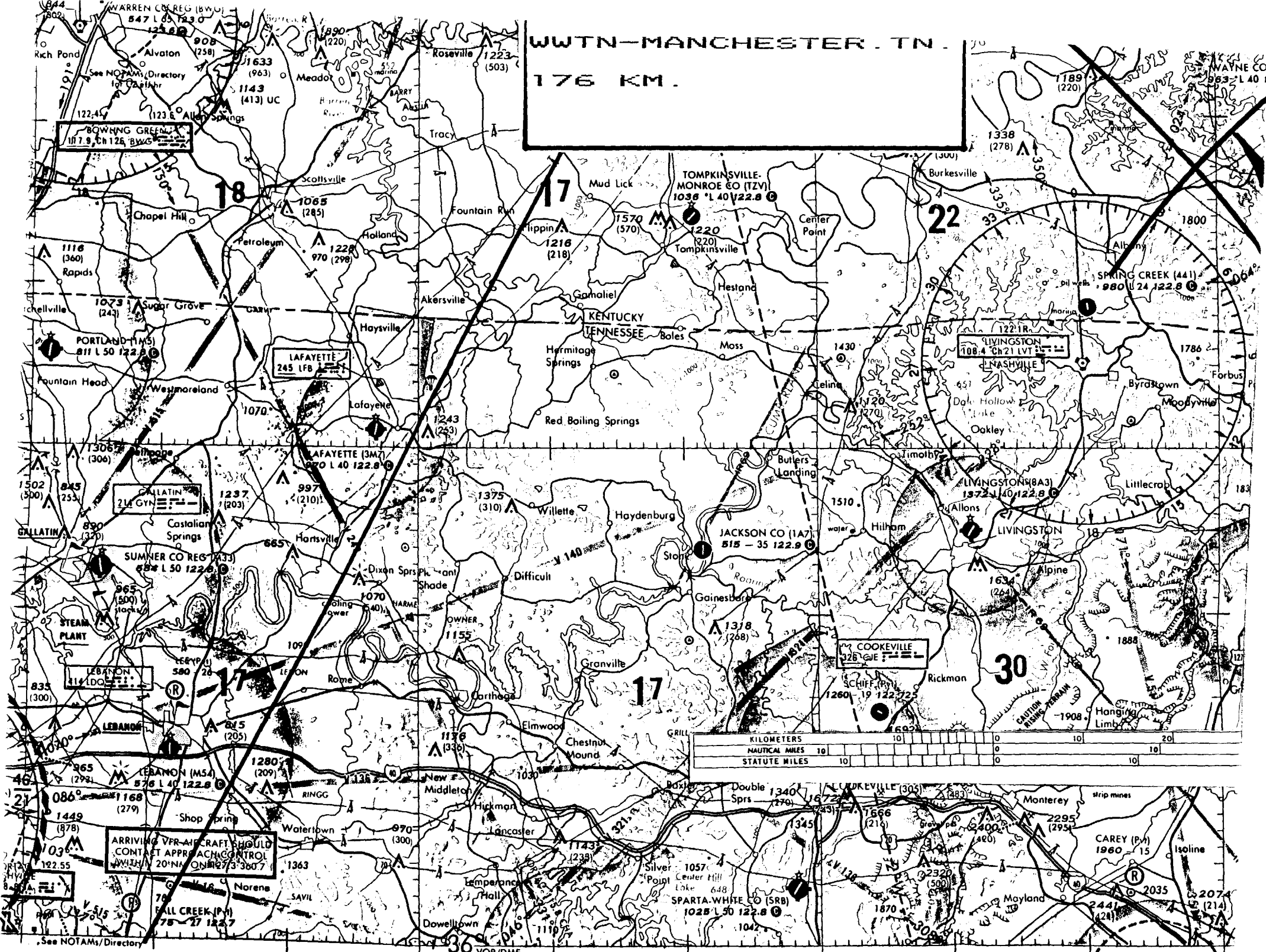
PUBLISHED IN ACCORDANCE WITH INTERAGENCY AIR CARTOGRAPHIC COMMUNICATIONS SPECIFICATIONS AND AGREEMENTS, APPROVED BY:  
 DEPARTMENT OF DEFENSE • FEDERAL AVIATION ADMINISTRATION • DEPARTMENT OF TRANSPORTATION





WWTN-MANCHESTER, TN.

176 KM.

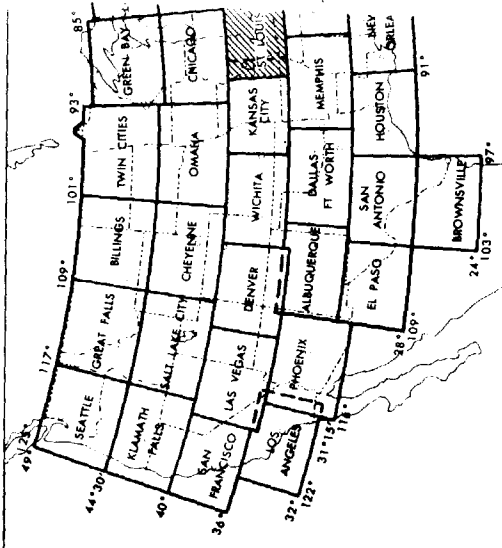


30'

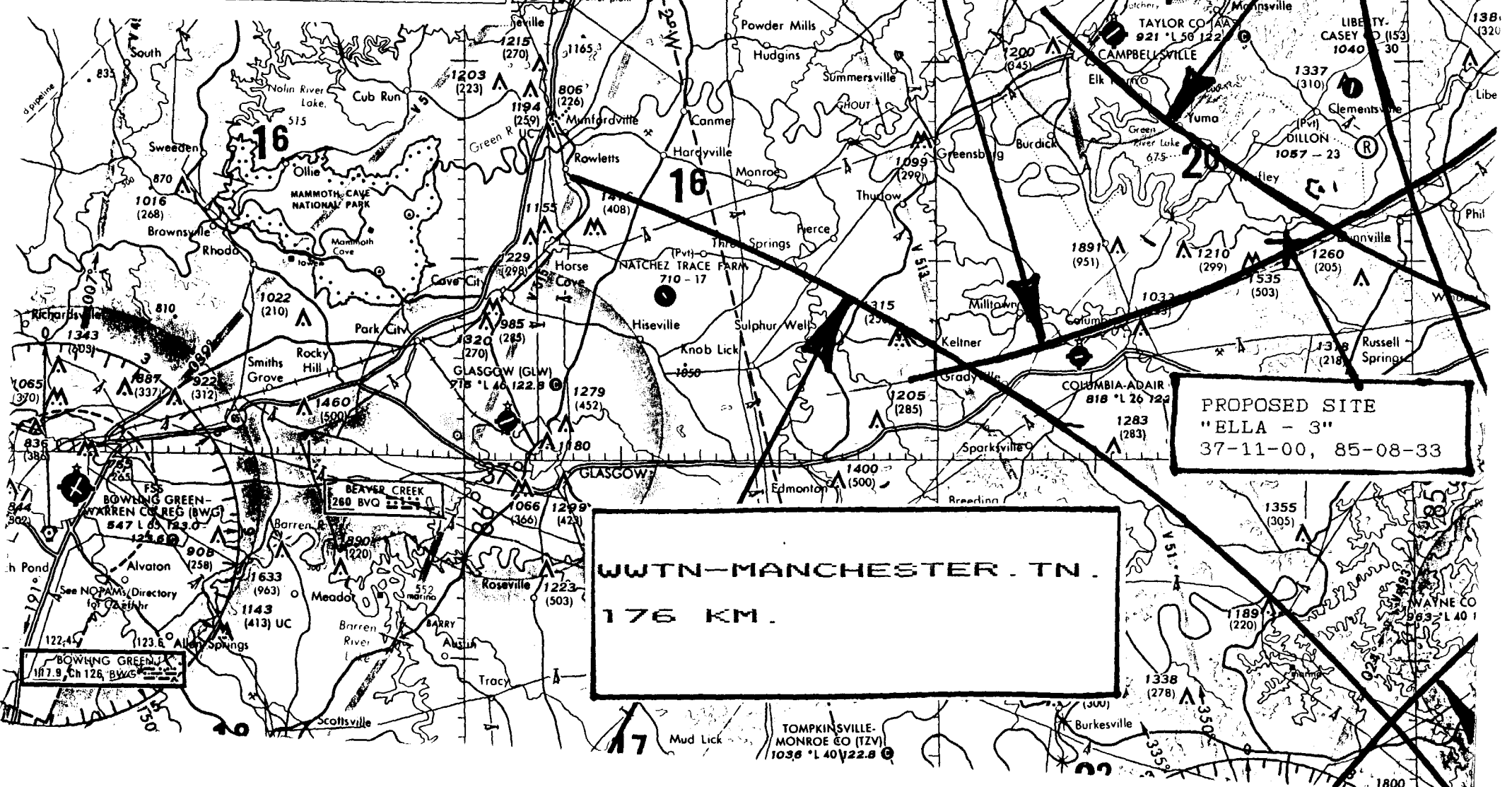
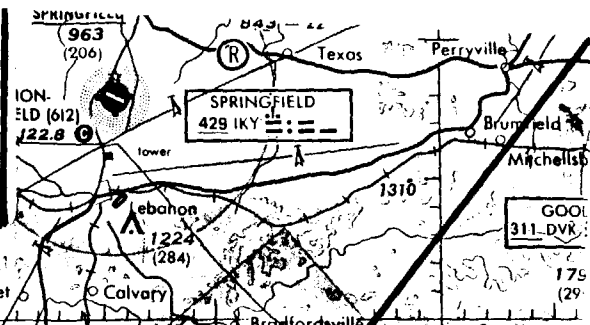
VORTAC 117.8 MCH

85

Publications for supplemental data.  
This chart will become OBSOLETE FOR USE IN NAVIGATION  
the next edition scheduled for NOVEMBER  
PUBLISHED IN ACCORDANCE WITH INTERAGENCY AIR CRAFT  
SPECIFICATIONS AND AGREEMENTS APPROVED BY  
DEPARTMENT OF DEFENSE • FEDERAL AVIATION ADMINISTRATION

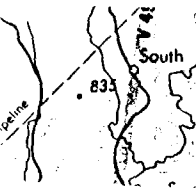


**WDJX - LOUISVILLE**  
145 KM.

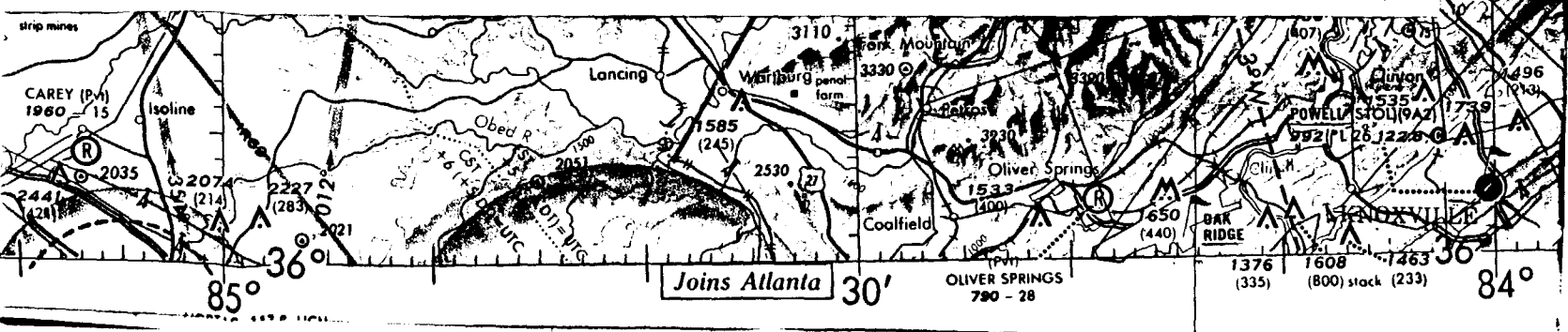
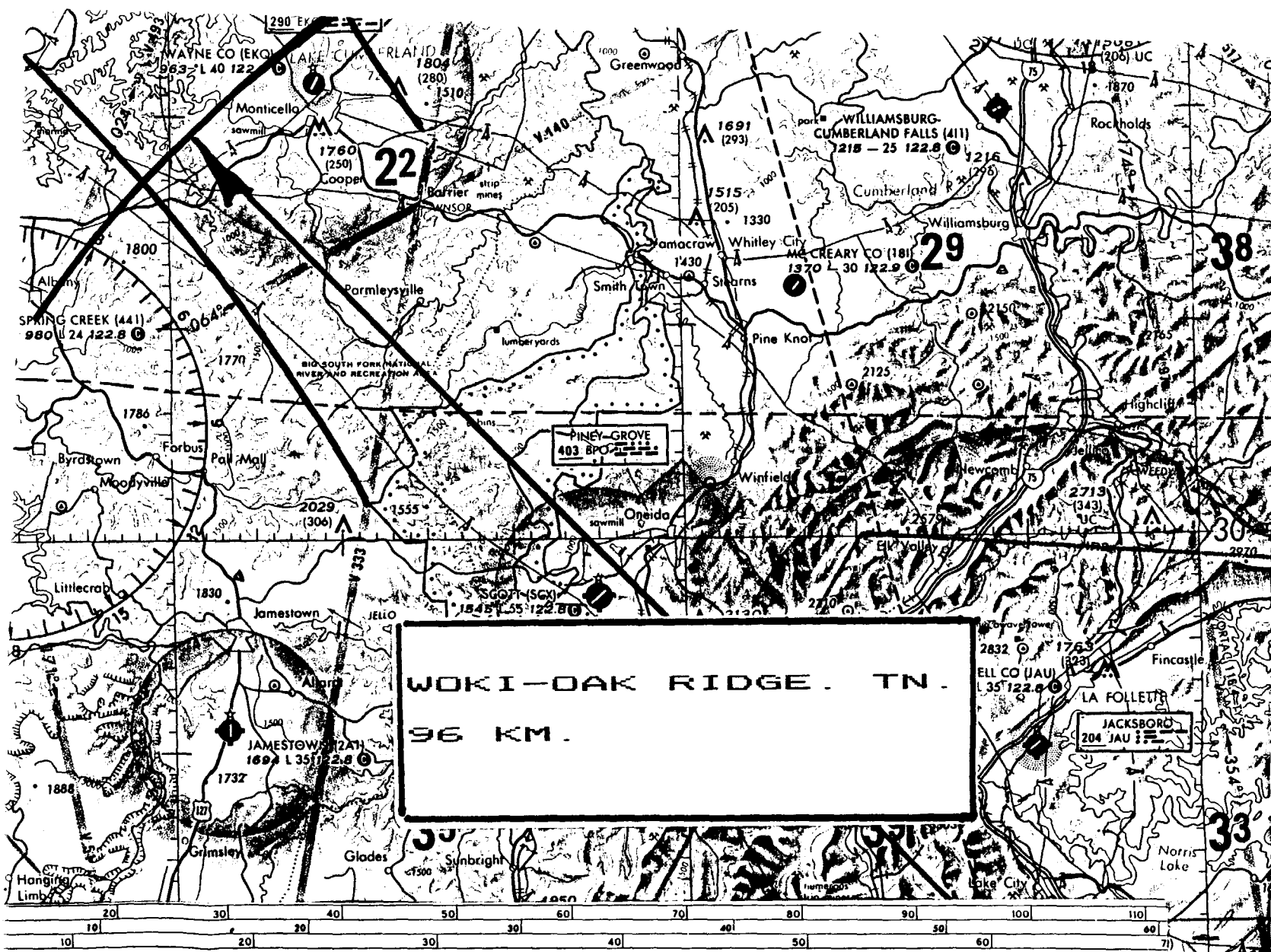


A map of the study area showing the location of the study site (835) relative to the coastline and the South River. The map includes a dashed line representing the coastline, a solid line representing the South River, and a point labeled 835. The text 'South' is also present near the river.

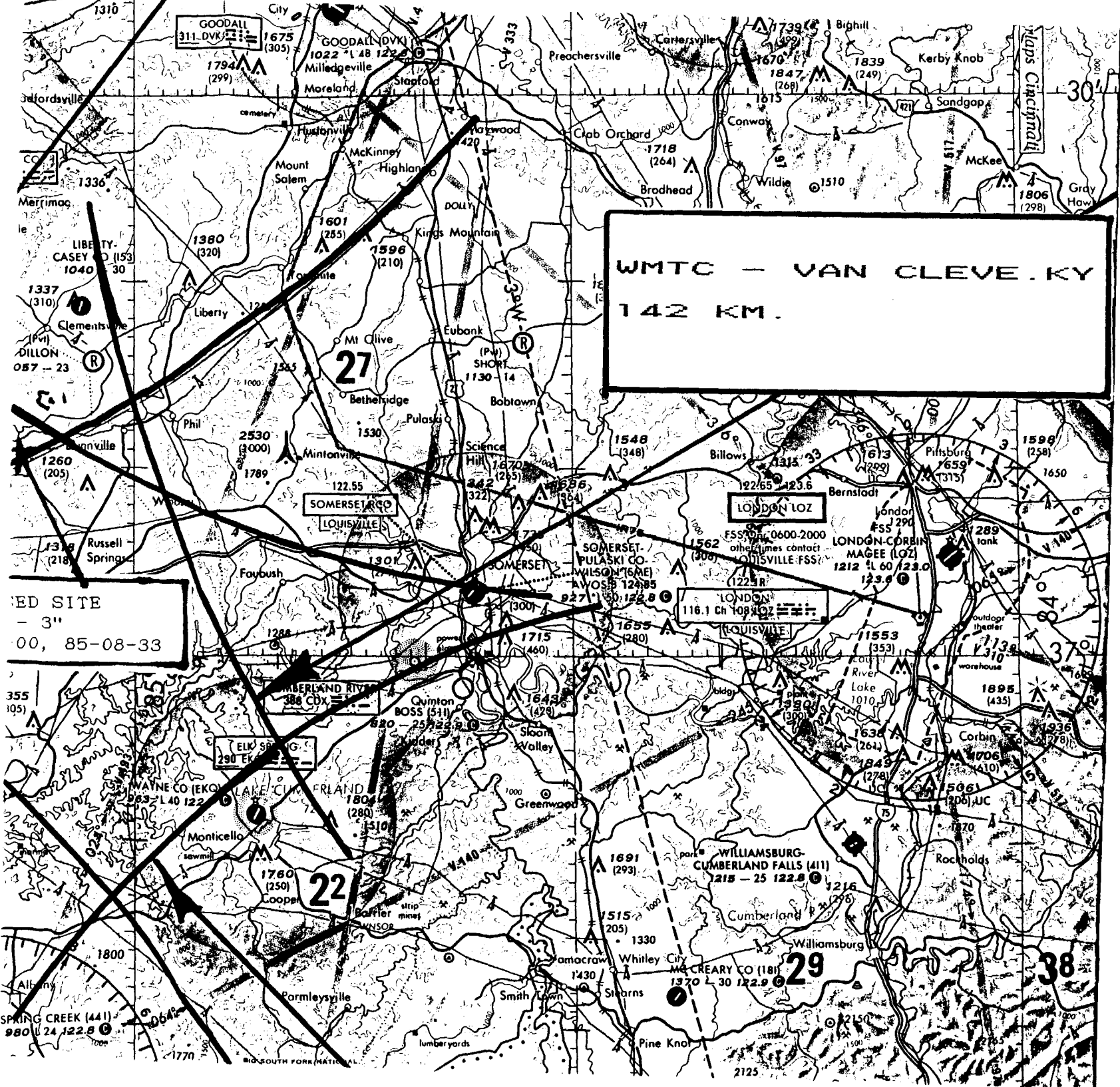
A map of the study area in the South of France. The coastline is shown on the left, with the Mediterranean Sea to the right. A dashed line indicates the location of the 835 site. The word 'South' is written in the upper right corner.











WMTC - VAN CLEVE . KY  
142 KM.

ED SITE  
- 3"  
00, 85-08-33

ELK SPRING  
290 EK

WAYNE CO (EKO) LAKE CUMBERLAND  
1804 (280)

1760 (250)  
Cooper

SPRING CREEK (441)  
980 124 122.8

LONDON  
116.1 Ch 108.1 LOZ

LONDON CORBIN  
MAGEE (LOZ)  
1212 L 60 123.0  
123.6

WILLIAMSBURG-CUMBERLAND FALLS (411)  
1215 - 25 122.8

11553 (353)  
Lake River  
1010  
1638 (264)  
1843 (278)  
15061 (306) UC

1691 (293)  
1515 (205)  
1330  
1430  
1370 L 30 122.9

2150  
2125

1598 (258)  
1650  
1289 tank  
1895 (435)  
1936 (278)  
1706 (410)

1132  
1310  
1132  
1310  
1132  
1310

1638 (264)  
1843 (278)  
15061 (306) UC

1691 (293)  
1515 (205)  
1330  
1430  
1370 L 30 122.9

2150  
2125

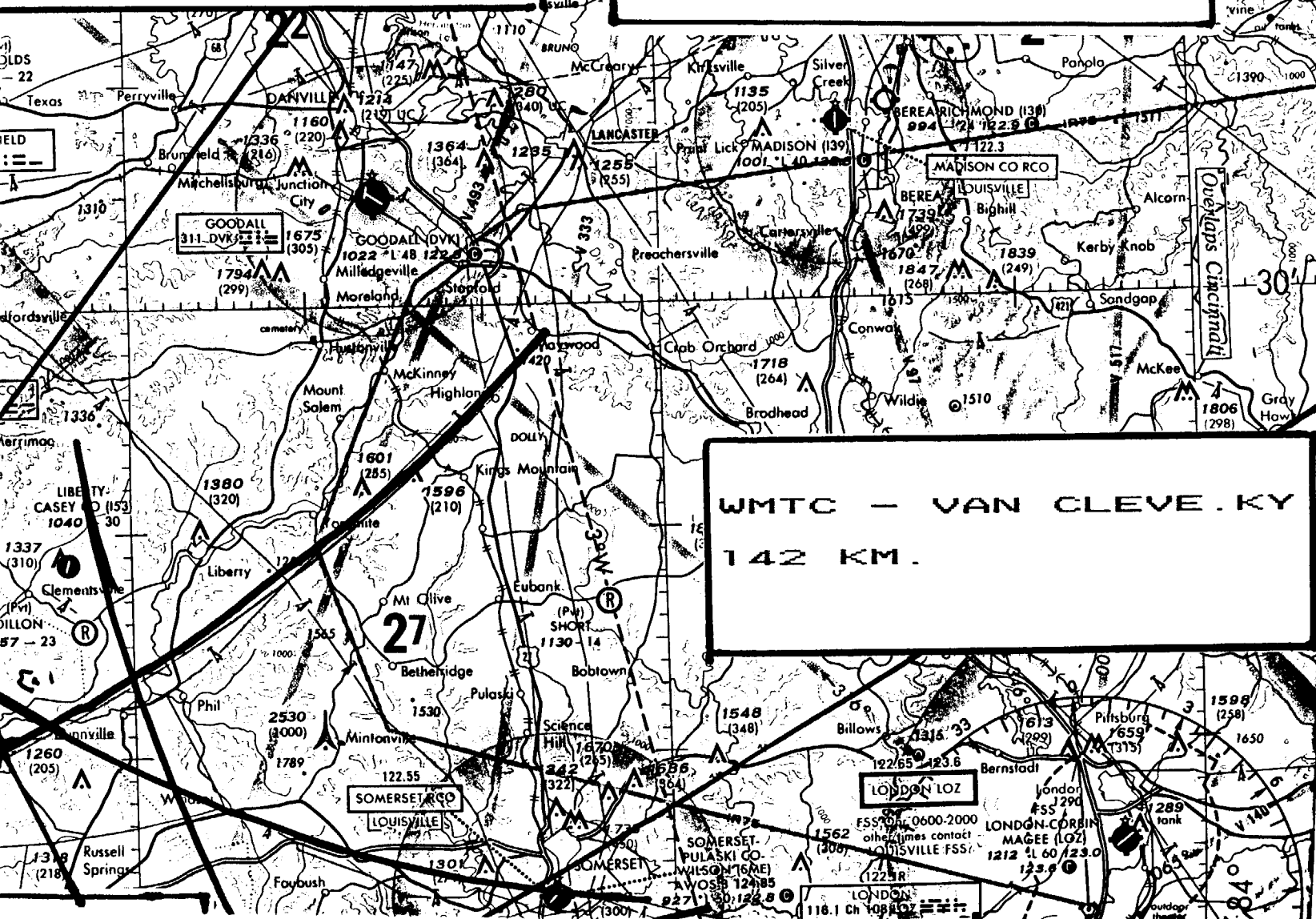
FX - WINCHESTER.KY

7 KM.

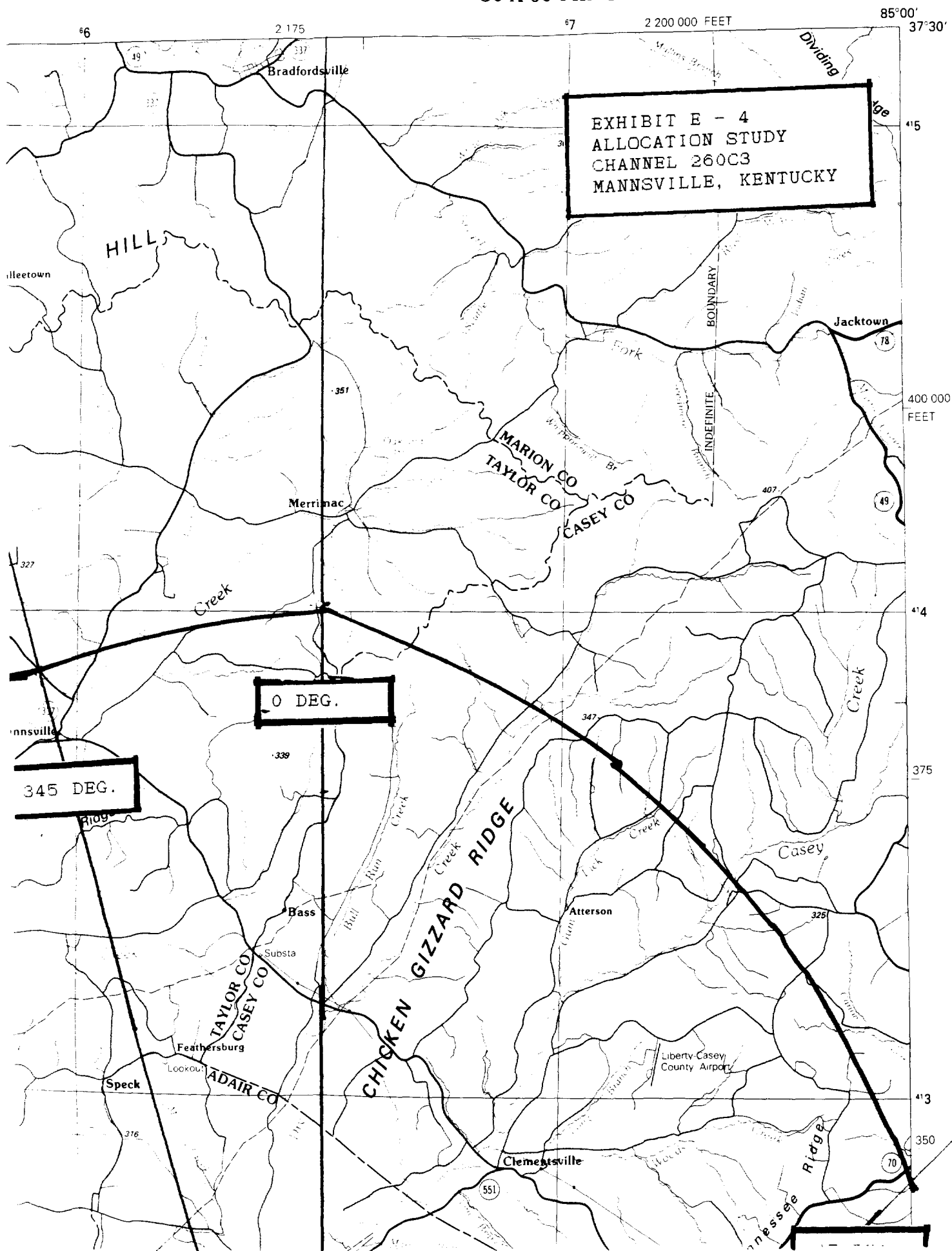
EXHIBIT E - 2  
CHANNEL 260C3  
ALLOCATION STUDY  
MANNSVILLE, KENTUCKY

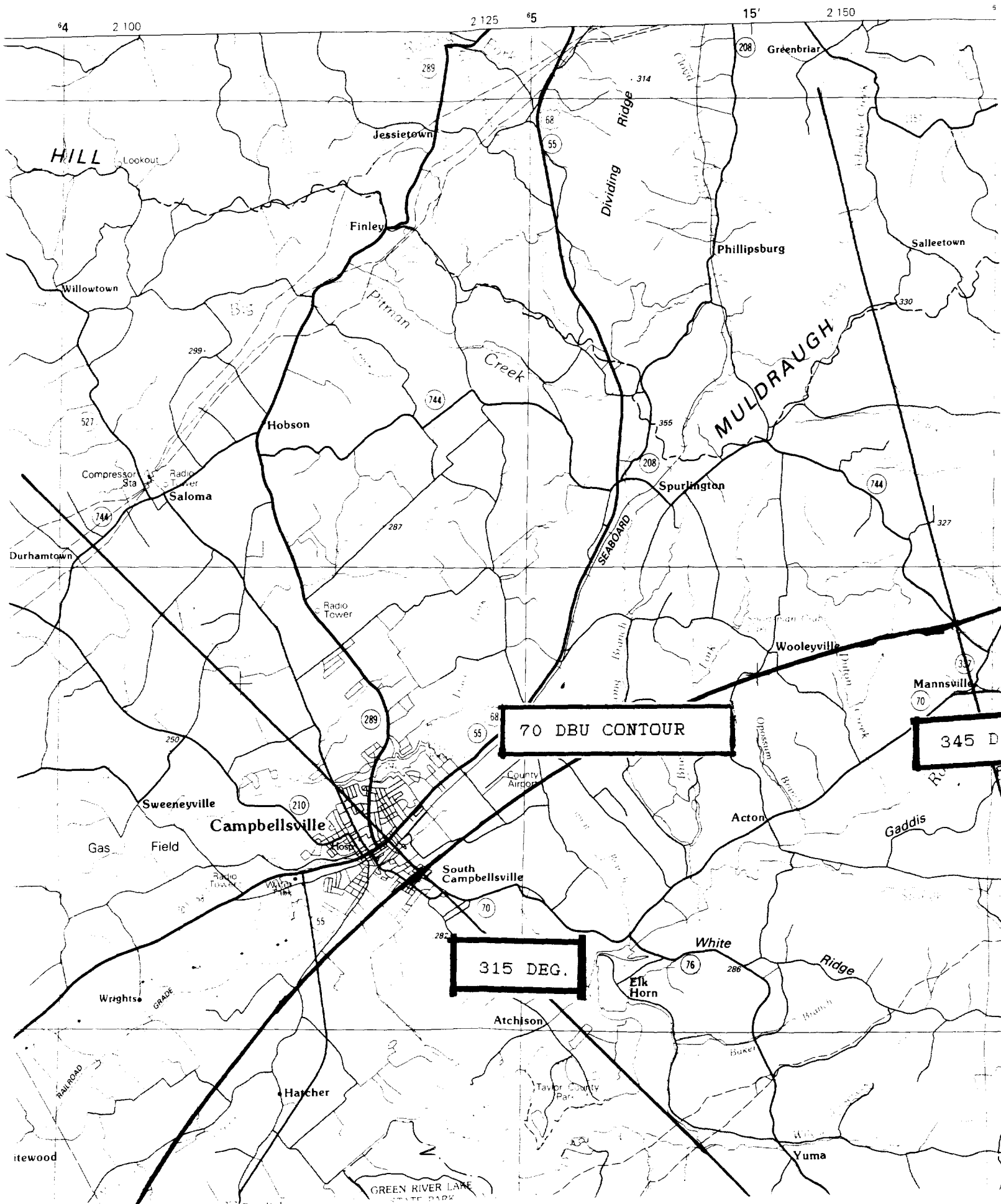
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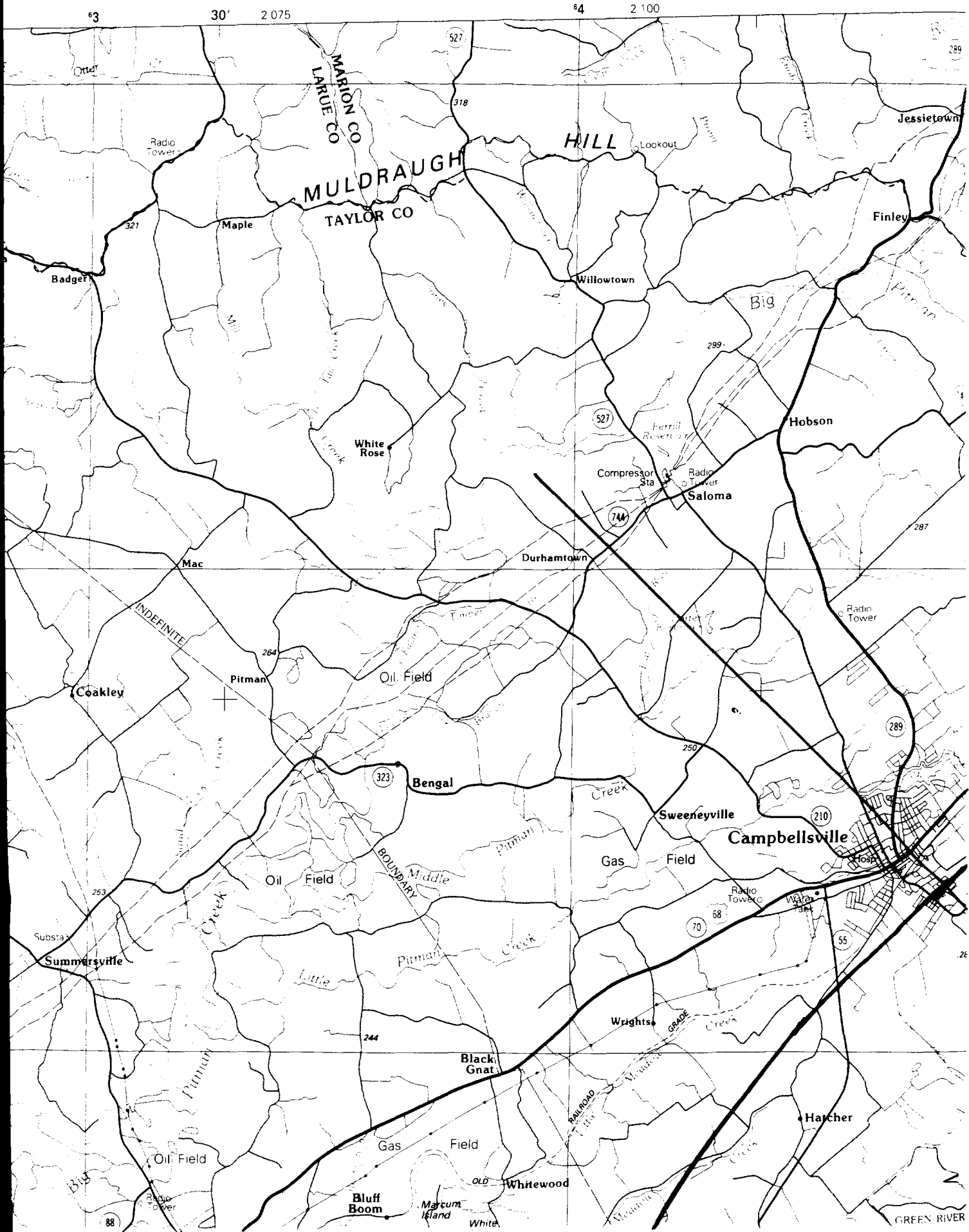
WMTC - VAN CLEVE.KY  
142 KM.

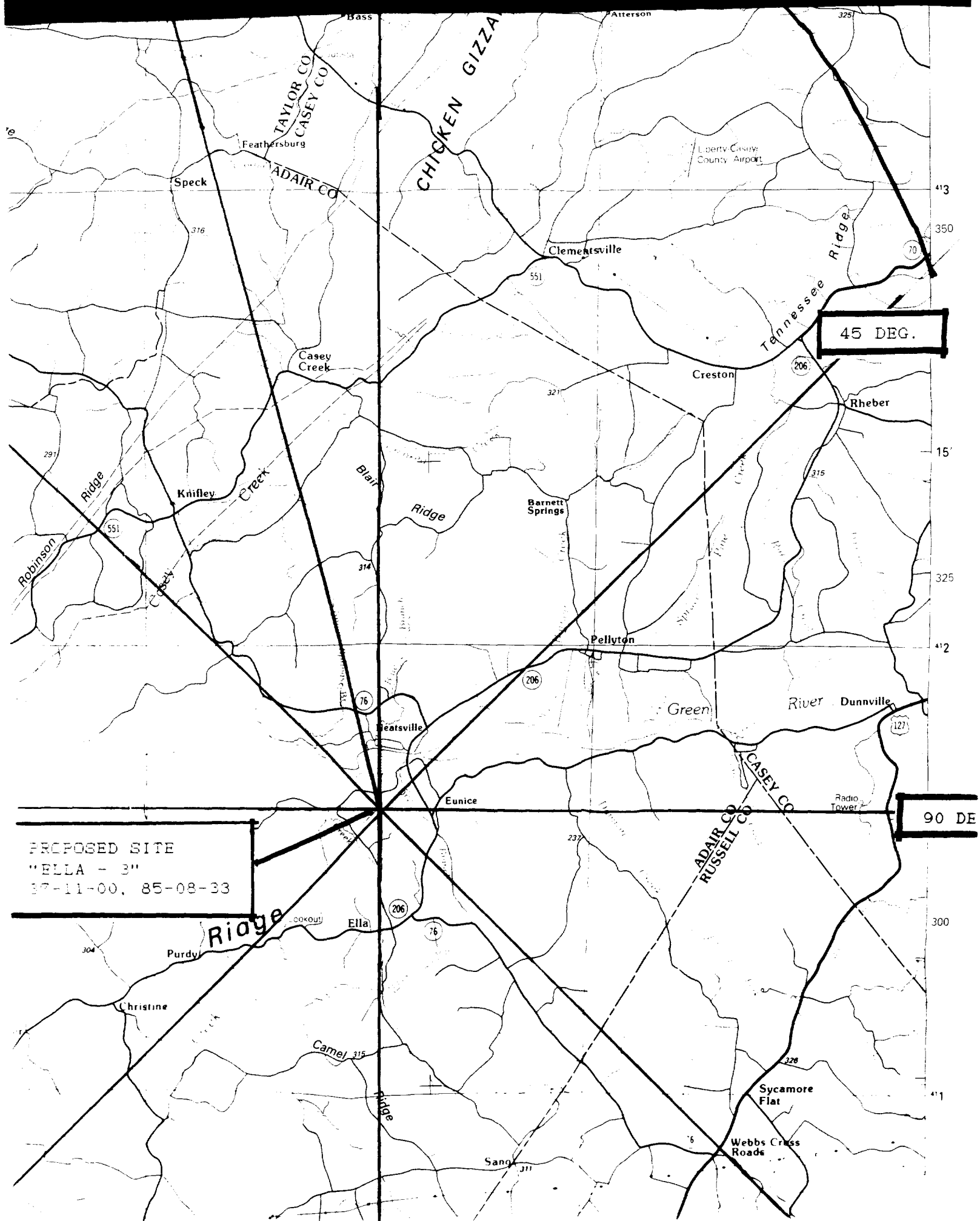


### 30 X 60 MINUTE SERIES (PLANIMETRIC)





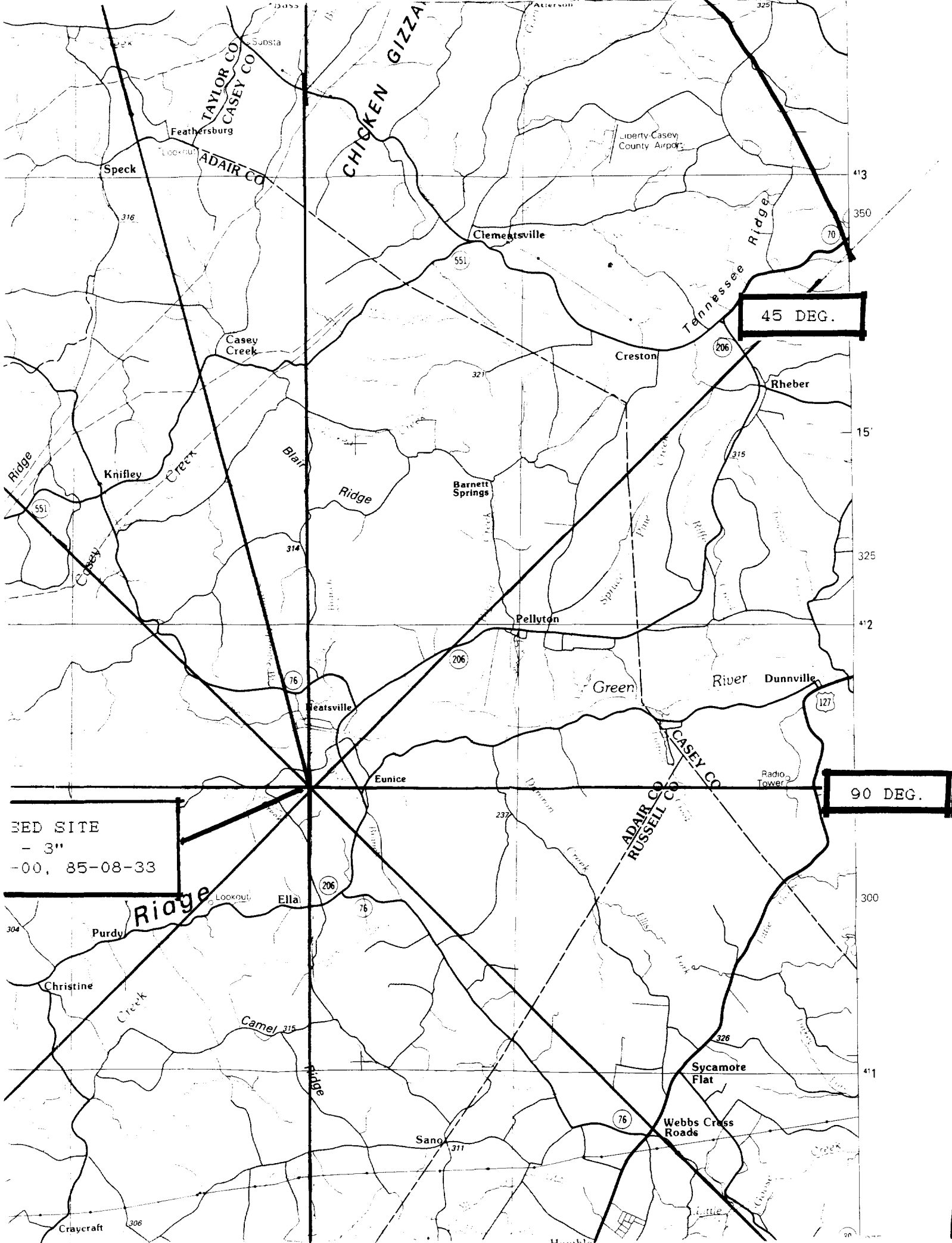




PROPOSED SITE  
"ELLA - 3"  
37-11-00, 85-08-33

45 DEG.

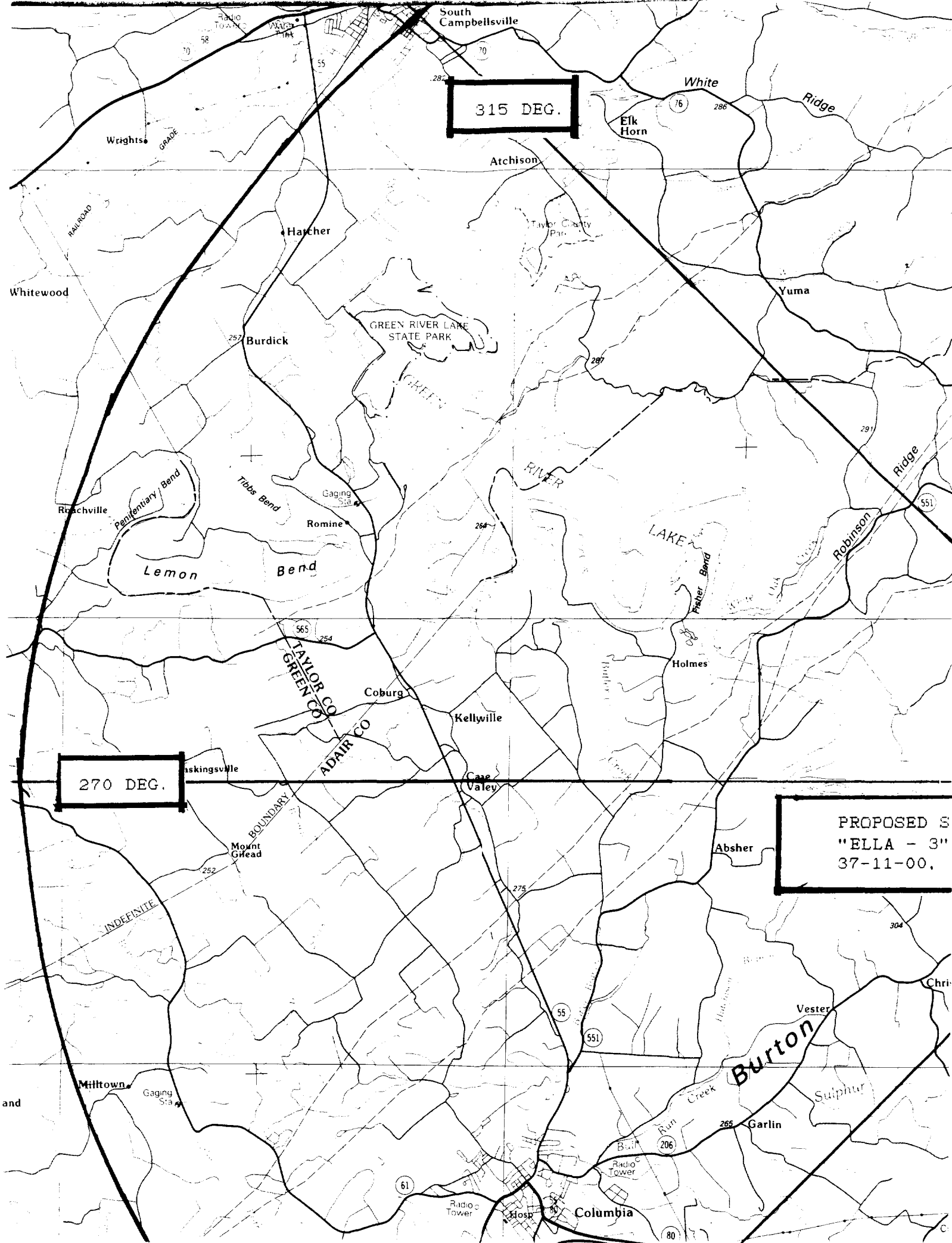
90 DE



BED SITE  
- 3"  
-00, 85-08-33

45 DEG.

90 DEG.



315 DEG.

270 DEG.

PROPOSED S  
"ELLA - 3"  
37-11-00.



